This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

Claim 1 (currently amended): A method for non-invasively determining a condition of the circulatory system of a subject, the subject inhaling and exhaling breathing gases during breathing, said method comprising the steps of:

(a) measuring the amount of CO_2 in the breathing gases exhaled by the subject and the CO_2 concentration of the breathing gases exhaled by the subject for a first (1) breathing condition of the subject;

(b) determining at least one value of the amount of CO_2 released from the circulatory system of the subject (VCO_2^1) using the amount of CO_2 in the breathing gases exhaled when the subject is in the first condition;

B1 (c) determining at least one value for a quantity indicative of the end capillary blood CO_2 content of the subject using the CO_2 concentration of the breathing gases exhaled when the subject in the first condition;

(d) altering the CO_2 concentration in the lungs of the subject;

(e) measuring the amount of CO_2 in the breathing gases exhaled by the subject and the CO_2 concentration of the breathing gases exhaled by the subject for at least one breath of the subject under second (2) breathing conditions of altered CO_2 in the lungs of the subject;

(f) determining at least one value for the amount of CO_2 released from the circulatory system of the subject (VCO_2^2), the determination of the value being carried out in a time period less than that required for blood leaving the lungs of the subject to pass through the circulatory system of the subject and return to the lungs, the determination of the value using the amount of CO_2 in the exhaled breathing gases for the second breathing condition;

(g) determining at least one value for a quantity indicative of the end capillary blood CO_2 content of the subject, the determination of the value being carried out

in a time period less than that required for blood leaving the lungs of the subject to pass through the circulatory system of the subject and return to the lungs, the determination of the value using the CO_2 concentration of the breathing gases exhaled for the second breathing condition; and

(h) performing a regression analysis using the determined VCO_2[1], VO_2[2], and end capillary blood CO_2 quantity values to establish a regression line; ~~and~~

(i) extrapolating the regression line to obtain a value for the end capillary blood CO_2 quantity when the amount of CO_2 released from the circulatory system of the subject (VCO_2) is zero; and

determining a further value for the quantity indicative of the end capillary blood CO_2 content for breathing of the subject in the first breathing condition;

forming a relationship between the value for the quantity indicative of the end capillary blood CO_2 content for breathing in the first breathing condition used in the regression analysis and the value obtained by extrapolating the regression line in step (i); and

applying the relationship to the further determined value for a quantity indicative of the end capillary blood CO_2 content to provide a new value for the value which was obtained by the extrapolation of the regression line in step (i).

Claim 2 (original): The method according to claim 1 wherein steps (a) and (e) are further defined as measuring end tidal CO_2 concentrations of the breathing gases exhaled by the subject.

Claim 3 (original): The method according to claim 2 further defined in that the quantity, for which values are determined in steps (c) and (g), comprises the end tidal CO_2 concentration of the exhaled breathing gases and that the value obtained in step (i) is the end tidal CO_2 concentration when the amount of CO_2 released from the circulatory system of the subject (VCO_2) is zero.

Claim 4 (original): The method according to claim 1 further defined in that the quantity, for which the values are determined in steps (c) and (g), comprises the CO_2 partial pressure in the blood of the subject and that the value obtained in step (i) is the CO_2 partial pressure of the end capillary blood of the subject when the amount of CO_2 released from the circulatory system of the subject (VCO_2) is zero.

Claim 5 (original): The method according to claim 1 or 2 further defined in that the quantity, for which the values are determined in steps (c) and (g), comprises the CO_2 content of the end capillary blood ($CcCO_2$) of the subject and that the value obtained in step (i) is the CO_2 content of the end capillary blood of the subject when the amount of CO_2 released from the circulatory system of the subject (VCO_2) is zero, which value comprises the CO_2 content of venous blood ($CvCO_2$).

Claim 6 (previously amended): The method according to claim 1 further including the step of using the value obtained in step (i) to determine the functional cardiac output (FCO) of the subject using a non-differential form of the Fick equation.

Claim 7 (previously amended): The method according to claim 1 further defined as including the steps of:

determining further values for the amount of CO_2 released from the circulatory system of the subject (VCO_2) and for the quantity indicative of the end capillary blood CO_2 content for breathing of the subject in the first breathing condition; and

using the value provided by the extrapolation of the regression line in step (i) and a further determined released CO_2 amount (VCO_2) and value for the quantity indicative of end capillary blood CO_2 content to determine the functional cardiac output of the subject using a non-differential form of the Fick equation.

Claim 8 (original): The method according to claim 7 further defined as being carried out on a breath-by-breath basis.

Claim 9 (canceled)

Claim 10 (currently amended): The method according to claim 1 ~~9~~ further defined as forming a relationship comprising as a ratio.

Claim 11 (currently amended): The method according to claim 1 ~~9~~ further defined as forming a relationship comprising a difference.

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Claim 12 (currently amended): The method according to claim 1 ~~9~~ further including the steps of:

determining further values for the amount of CO_2 released from the circulatory system of the subject (VCO_2^N) for breathing of the subject in the first breathing condition; and

using the further determined released CO_2 amount (VCO_2^1), the further determined value for a quantity indicative of the end capillary blood CO_2 content, and the new value for the value which was obtained by extrapolation of the regression line in a non-differential form of the Fick equation to determine the functional cardiac output (FCO) of the subject.

Claim 13 (currently amended): The method according to claim 1 ~~9~~ further defined as being carried out on a breath-by-breath basis.

Claim 14 (original): The method according to claim 1 wherein the step of altering the CO_2 concentration in the lungs of the subject is further defined as increasing the CO_2

concentration in the lungs of the subject to reduce CO_2 gas exchange in the lungs of the subject.

Claim 15 (original): The method according to claim 14 wherein the step of increasing the CO_2 concentration in the lungs of the subject is further defined as increasing the CO_2 content of the breathing gases inhaled by the subject.

Claim 16 (original): The method according to claim 15 further defined as administering a bolus of CO_2 into the breathing gas inhaled by the subject.

B 1 Claim 17 (original): The method according to claim 15 further defined as causing the subject to inhale breathing gas previously exhaled by the subject.

Claim 18 (original): The method according to claim 15 wherein step (d) is further defined as increasing the CO_2 by an amount which improves the accuracy of the determination while avoiding undue build up of CO_2 in the blood of the subject.

Claim 19 (original): The method according to claim 1 wherein the step of altering the CO_2 concentration in the lungs of the subject is further defined as decreasing the CO_2 concentration in the lungs of the subject to increase CO_2 gas exchange in the lungs of the subject.

Claim 20 (original): The method according to claim 19 wherein the step of decreasing the CO_2 concentration in the lungs of the subject is further defined as increasing the ventilation of the subject.

Claim 21 (original): The method according to claim 5 further defined as including the steps of:

determining the amount of oxygen in the venous blood of the subject; and

altering the obtained value for the venous blood CO_2 content ($CvCO_2$) in accordance with the amount of oxygen in the blood to provide a CO_2 partial pressure value ($PvCO_2$) for venous blood.

Claim 22 (original): The method according to claim 21 wherein the step of the determining the amount of oxygen in the venous blood is further defined as determining the degree of oxygen saturation of the venous blood.

Claim 23 (original): The method according to claim 21 further defined as including the steps of:

determining a further value for the quantity indicative of the end capillary blood CO_2 content for breathing of the subject in the first breathing condition;

B1 forming a relationship between the value for the quantity indicative of the end capillary blood CO_2 content for breathing in the first breathing condition used in the regression analysis and the $CvCO_2$ value obtained by extrapolating the regression line in step (i);

applying the relationship to the further determined value for a quantity indicative of the end capillary blood CO_2 content to provide a new $CvCO_2$ value; and

altering the new $CvCO_2$ value in accordance with the amount of oxygen in the blood to provide a new CO_2 partial pressure value ($PvCO_2$) for venous blood.

Claim 24 (original): The method according to claim 23 further defined as forming a relationship comprising a ratio.

Claim 25 (original): The method according to claim 23 further defined as forming a relationship comprising a difference.

Claim 26 (previously amended): The method according to claim 21 further defined as carrying out the method on a breath-by-breath basis.

Claim 27 (currently amended): The method according to claim 1 further defined as performing linear regression analysis using the VCO_2^1, VO_2^2, and ~~1 and 2~~ values for the quantity indicative of the end capillary blood CO_2 content of the subject determined using the exhaled breathing gas CO_2 concentrations for the first and second conditions.

Claim 28 (original): The method according to claim 1 where the breathing gases supplied to the subject comprise air.

Claim 29 (original): The method according to claim 1 further including the step of allowing the subject to take a sufficient number of breaths to stabilize the CO_2 content and CO_2 concentration of the exhaled breathing gases before taking the breathing measurements for the first breathing condition of the subject.

Claim 30 (original): The method according to claim 1 further defined as determining a plurality of values for at least one of the amount of CO_2 removed from the lungs of the patient (VCO_2) and the quantity indicative of the end capillary blood CO_2 content for use in performing the regression analysis.

Claim 31 (original): The method according to claim 1 wherein steps (b) and (f) are further defined as determining at least one value of the amount of CO_2 released from the circulatory system of the subject (VCO_2) using the CO_2 content of the inhaled and exhaled breathing gases.

Claim 32 (original): A method for determining a change in a measured condition of the circulatory system of a subject, said method comprising the steps of:

(a) non-invasively obtaining an initial value for at least one selected variable capable of indicating changes in a measured circulatory system condition of the subject;

(b) carrying out a discrete measurement of a circulatory system condition of a subject;

(c) obtaining a further value for the at least one selected variable subsequent to carrying out the discrete measurement

(d) comparing the subsequent value of the variable with the initial value of said variable to determine whether the obtained variable has changed in value.

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Claim 33 (original): The method according to claim 32 wherein the selected variable comprises at least one of exhaled CO_2 amount, end tidal CO_2 amount, heart rate, and the amount of CO_2 released from the blood of the subject (VCO_2).

Claim 34 (original): The method according to claim 32 further defined as compensating the values of the selected indicator variable for changes in the condition of the subject not arising from circulatory system conditions.

Claim 35 (original): The method according to claim 34 further defined as compensating a selected indicator variable for changes in ventilation of the subject.

Claim 36 (original): The method according to claim 32 wherein the discrete measurement of circulatory system condition in step (b) is carried out using Fick Equation 1 and the quantities expressed therein and the circulatory system condition is the functional cardiac output (FCO).

Claim 37 (original): The method according to claim 32 wherein the discrete measurement of circulatory system condition in step (b) is carried out using Fick Equation 2 and the quantities expressed therein.

Claim 38 (original): The method according to claim 37 wherein the at least one selected variable further comprises at least one of the amount of CO_2 released from the blood of the subject (VCO_2) and the end tidal CO_2 amount for normal conditions of the subject.

Claim 39 (original): The method according to claim 37 wherein the measured circulatory system condition is functional cardiac output (FCO).

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Claim 40 (original): The method according to claim 32 wherein the discrete measurement of circulatory system condition is carried out using the quantities expressed in Fick Equation 2 and the circulatory system condition is venous blood partial CO_2 pressure ($PvCO_2$).

Claim 41 (original): The method according to claim 39 wherein the at least one selected variable further comprises at least one of the amount of CO_2 released from the blood (VCO_2) and end tidal CO_2 for normal conditions of the subject.

Claim 42 (original): The method according to claim 32 wherein the discrete measurement of the circulatory system condition in step (b) is carried out using a blood dilution technique.

Claim 43 (original): The method according to claim 42 wherein the blood dilution technique uses a marker dye.

Claim 44 (original): The method according to claim 42 wherein the blood dilution technique uses thermodilution.

Claim 45 (original): The method according to claim 42 wherein the circulatory system condition measured is cardiac output (CO).

Claim 46 (original): The method according to claim 32 wherein step (c) is further defined as sequentially obtaining further values of the at least one selected variable for comparison with the initial value.

Claim 47 (original): The method according to claim 46 further defined as obtaining further values on a breath-by-breath basis.

Claim 48 (original): The method according to claim 46 further defined as obtaining further values on a heart beat by heart beat basis.

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Claim 49 (original): The method according to claim 32 further defined as allowing disturbances caused by the carrying out of the discrete measurement to subside before obtaining a further value for said at least one selected variable.

Claim 50 (original): The method according to claim 37 further defined as allowing disturbances caused by the carrying out of the discrete measurement to subside before obtaining a further value for said at least one selected variable.

Claim 51 (original): The method according to claim 32 wherein step (d) is further defined as determining whether the variable has changed by a predetermined amount.

Claim 52 (original): The method according to claim 32 further defined as initiating an action responsive to a change in the variable.

Claim 53 (original): The method according to claim 52 further defined as initiating a further carrying out of a discrete measurement of a circulatory system condition of the subject.

Claim 54 (original): The method according to claim 52 further defined as providing an indication that a change in the value of the variable has occurred.

Claim 55 (original): The method according to claim 52 further defined as providing an indication of the amount by which the value of the variable has changed.

Claim 56 (original): The method according to claim 52 further defined as providing an indication of the direction in which a change in the value of the variable has occurred.

Claim 57 (original): The method according to claim 52 further defined as providing an alarm.

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Claim 58 (original): Apparatus for determining a change in a measured condition of the circulatory system of a subject, said apparatus comprising:

(a) means for non-invasively obtaining initial and subsequent values for at least one selected variable capable of indicating changes in a measured circulatory system condition of the subject;

(b) means for carrying out a discrete measurement of a circulatory system condition of a subject; and

(c) means for comparing a subsequent value of the variable with the initial value of said variable to determine whether the obtained variable has changed in value.

Claim 59 (original): The apparatus according to claim 58 wherein the selected variable comprises at least one of exhaled CO_2 amount, end tidal CO_2 amount, heart rate, and the amount of CO_2 released from the blood of the subject (VCO_2).

Claim 60 (original): The apparatus according to claim 58 further defined as including means for compensating the values of the selected indicator variable for changes in the condition of the subject not arising from circulatory system conditions.

Claim 61 (original): The apparatus according to claim 58 wherein the measured circulatory system condition is functional cardiac output (FCO).

Claim 62 (original): The apparatus according to claim 58 wherein the measured circulatory system condition is venous blood partial CO_2 pressure ($PvCO_2$).

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Claim 63 (original): The apparatus according to claim 58 wherein the measured circulatory system condition is cardiac output.

Claim 64 (original): The apparatus according to claim 58 wherein the circulatory system condition is measured non-invasively.

Claim 65 (original): The apparatus according to claim 58 wherein the circulatory system condition is measured invasively.

Claim 66 (original): The apparatus according to claim 58 further defined as means for initiating an action responsive to a change in the variable.

Claim 67 (previously added): The method according to claim 3 further including the step of using the value obtained in step (i) to determine the functional cardiac output (FCO) of the subject using a non-differential form of the Fick equation.

Claim 68 (previously added): The method according to claim 4 further including the step of using the value obtained in step (i) to determine the functional cardiac output (FCO) of the subject using a non-differential form of the Fick equation.

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Claim 69 (previously added): The method according to claim 5 further including the step of using the value obtained in step (i) to determine the functional cardiac output (FCO) of the subject using a non-differential form of the Fick equation.